

3722  
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PATENT

Attorney Docket No. 053332-5002



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Zvi FELDMAN, et al. )  
Application No.: 09/991,870 ) Group Art Unit: 3722  
Filed: November 26, 2001 ) Examiner: Erica E. Cadugan  
For: COMPUTER-CONTROLLED MILLING ) Notice of Allowance Mailed:  
MACHINE FOR PRODUCING LENSES FOR ) May 5, 2003  
CLIP-ON ACCESSORY )

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Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(d)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(d), Applicants bring to the attention of the Examiner the documents listed on the attached PTO Form 1449. This Information Disclosure Statement (IDS) is being filed after the events recited in § 1.97(c) but before the payment of the issue fee for the above-identified application. Under the provisions of 37 C.F.R. § 1.97(d), a fee of \$180.00, as specified by § 1.17(p) is due for filing this IDS. The Commissioner is hereby authorized to charge this \$180.00 fee to Deposit Account No. 50-0310.

Each item of information contained in this IDS was first cited in a Partial International Search Report issued by the PCT on April 11, 2003 in a counterpart foreign application. Hence,

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each item of information contained in this IDS was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS. A copy of the Partial International Search Report is enclosed for the Examiner's consideration. The cited U.S. Patent No. 5,546,140 was cited in an earlier Information Disclosure Statement and thus is not included herein.

The following document is listed on the accompanying PTO Form 1449 and is in a language other than English:

1. DE 196 16 526 A1. The enclosed copy of the International Search Report citing this document satisfies the requirement for a concise statement of relevance of this German-language document. Moreover, an English translation of the document is submitted.

A copy of the listed documents are attached. Applicants respectfully request that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached PTO Form 1449.

The DE 196 16 526 A1 reference cited in the International Search Report is categorized as an "X" reference, which is defined by the PCT as "document of particular relevance . . . when the document is taken alone." Applicants respectfully submit that this reference does not disclose or suggest the claimed invention. Specifically, the DE 19616526 A reference is directed to relatively rough machining. The reference does not suggest or disclose a machine for shaping a blank to create a filter lens as claimed in the present application, including "a drill bit unit provided with a rotatable drill bit." Moreover the reference fails to suggest or disclose the claimed machine that provides shaping and the ability to drill holes when and if required.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "Prior Art." If it should be determined that any of the listed documents do not constitute "Prior Art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any additional fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 50-0310.

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

Dated: **July 8, 2003**

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| INFORMATION DISCLOSURE CITATION   |                  |               |         | Attorney Docket No.:<br>053332-5002 |           | Application No.:<br>09/991,870 |    |
|---|------------------|---------------|---------|-------------------------------------|-----------|--------------------------------|----|
| (Use several sheets if necessary)   |                  |               |         | Applicants:<br>Zvi FELDMAN, et al.  |           |                                |    |
| PTO Form 1449<br>Page 1 of 1  |                  |               |         | Filing Date:<br>November 26, 2001   |           | Group:<br>3722                 |    |
| U.S. PATENT DOCUMENTS   |                  |               |         |                                     |           |                                |    |
| *Examiner Initial   | Document Number  | Date          | Name    | Class                               | Sub Class | Filing Date                    |    |
|   |                  |               |         |                                     |           |                                |    |
|   |                  |               |         |                                     |           |                                |    |
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|   |                  |               |         |                                     |           |                                |    |
|   |                  |               |         |                                     |           |                                |    |
| FOREIGN PATENT DOCUMENTS  |                  |               |         |                                     |           |                                |    |
|   | Document Number  | Date          | Country | Class                               | Sub Class | Translation                    |    |
|   | WO 01/53038 A1   | July 26, 2001 | PCT     |                                     |           | X                              | No |
|   | DE 196 16 526 A1 | Nov. 6, 1997  | Germany |                                     |           | X<br>English<br>Translation    |    |
|   |                  |               |         |                                     |           |                                |    |
|   |                  |               |         |                                     |           |                                |    |
|   |                  |               |         |                                     |           |                                |    |
| OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)  |                  |               |         |                                     |           |                                |    |
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|   |                  |               |         |                                     |           |                                |    |
| Examiner  |                  |               |         | Date Considered                     |           |                                |    |
| <b>Examiner:</b> Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through Citation if not in conformance and not considered. Include copy of this form with next communication to Applicant. |                  |               |         |                                     |           |                                |    |